

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application  
SUNG

) Primary Examiner: Cocks, J.  
) Group Art Unit: 3743

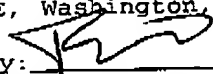
5 Serial No. 09/716,573  
Filed: 11/17/00

) Atty Docket No.: 00-11-1450  
)

10 Title:  
Child-Resistant Utility  
Lighter

Certificate of Transmission (37 CFR 1.8)

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January 30, 2003.

By:   
Roy A. Kim (Reg. No. 51,833)

RESPONSE TO OFFICE ACTION DATED 07/30/02 AND  
REQUEST FOR CONTINUED EXAMINATION

FAX RECEIVED

JAN 30 2003

GROUP 3700

25 Commissioner for Patents  
Box RCE  
Washington, D.C. 20231

Sir/Madam:

30 This response accompanies a Request for Continued  
Examination pursuant to 37 C.F.R. 1.114. The following  
submission presents new arguments in support of patentability  
and meets the reply requirements of 37 C.F.R. 1.111.

35 REMARKS

This is a response to the Office Action dated January 29,  
2002. The Applicant herein presents arguments to traverse the  
Examiner's 35 U.S.C. § 102(b), § 102(e) and § 103 rejections.  
In addition further arguments are submitted in support of  
40 Applicant's request that an interference be declared against the

PTO/SB/30 (01-03)

Approved for use through 04/30/2003. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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<b>Request For Continued Examination (RCE) Transmittal</b> Address to: Commissioner for Patents Box RCE Washington, DC 20231	<b>Application Number</b>	09/716,573
	<b>Filing Date</b>	11/17/2000
	<b>First Named Inventor</b>	Kil Yong Sung
	<b>Art Unit</b>	3743
	<b>Examiner Name</b>	Cocks, Josiah C.
	<b>Attorney Docket Number</b>	00-11-1450

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114**

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 CFR 1.116 previously filed on \_\_\_\_\_  
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Rely Brief previously filed on \_\_\_\_\_
- iii. ☐ Other \_\_\_\_\_
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other \_\_\_\_\_

2. **Miscellaneous**


- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(l) required)
- b. ☐ Other \_\_\_\_\_

3. **Fees**

- The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.  
The Director is hereby authorized to charge the following fees, or credit any overpayments, to  
Deposit Account No. 500703
- a. ☒ The RCE fee required under 37 CFR 1.17(e)
- i. ☒ RCE fee required under 37 CFR 1.17(e)
- ii. ☒ Extension of time fee (37 CFR 1.136 and 1.17)
- iii. ☐ Other \_\_\_\_\_
- b. ☐ Check in the amount of \$ \_\_\_\_\_ enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)


WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

<b>Name (Print/Type)</b>	Roy A. Kim	<b>Registration No. (Attorney/Agent)</b>	51,833
<b>Signature</b>		<b>Date</b>	01/30/03

**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

<b>Name (Print/Type)</b>	Roy A. Kim	<b>Date</b>	01/30/03
<b>Signature</b>			

Page 1 of 2

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Box RCE, Washington, DC 20231.

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